

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2004-016149-001 DT

09/19/2008

HON. GARY E. DONAHOE

CLERK OF THE COURT
S. Yoder
Deputy

STATE OF ARIZONA

APRIL ARLENE SPONSEL

v.

ROBERT PAUL HILL (001)
DOB: 11/19/1970

JAIME C HINDMARCH

APO-SENTENCE IMPRISON-CCC
APPEALS-CCC
AZ DEPT OF CORRECTIONS-PHOENIX
DISPOSITION CLERK-CSC
RFR
VICTIM SERVICES DIV-CA-CCC

SENTENCE OF IMPRISONMENT

9:48 a.m. This is the time set for Sentencing.

State's Attorney:	April A. Sponsel
Defendant's Attorney:	Jaime C. Hindmarch
Defendant:	Present
Court Reporter:	Laura Ashbrook

Jeff Hawkins makes statements to the Court on behalf of Victim Connie Vale and the Scottsdale Police Department.

Bernadette Hill, Defendant's daughter, and Angela Fraijo, Defendant's sister, make statements to the Court.

Count(s) 1, 2, 4, 7, 9, 10 and 11: The Defendant was found guilty after a trial by jury.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2004-016149-001 DT

09/19/2008

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 1: Aggravated Assault
Class 3 Dangerous Felony, with two prior felony convictions
A.R.S. § 13-1203, 1204, 701, 702, 702.01, 801, and 604(P)
Date of Offense: On or about 04/29/2004
Dangerous pursuant to A.R.S. § 13-604 - Repetitive

OFFENSE: Count 2: Aggravated Assault
Class 3 Dangerous Felony, with two prior felony convictions
A.R.S. § 13-1203, 1204, 701, 702, 702.01, 801, and 604(P)
Date of Offense: On or about 04/29/2004
Dangerous pursuant to A.R.S. § 13-604 - Repetitive

OFFENSE: Count 4: Unlawful Flight from Law Enforcement Vehicle
Class 5 Felony, with two prior felony convictions
A.R.S. § 28-622.01, 624(C), 3001, 3304, 3305, 3315, 13-701, 702, 702.01, and 801
Date of Offense: On or about 04/29/2004
Non Dangerous - Repetitive

OFFENSE: Count 7: Aggravated Assault
Class 3 Dangerous Felony, with two prior felony convictions
A.R.S. § 13-1203, 1204, 701, 702, 702.01, 801, and 604(P)
Date of Offense: On or about 04/30/2004
Dangerous pursuant to A.R.S. § 13-604 - Repetitive

OFFENSE: Count 9: Armed Robbery
Class 2 Dangerous Felony, with two prior felony convictions
A.R.S. § 13-1904, 1901, 1902, 701, 702, 702.01, 801, and 604(P)
Date of Offense: On or about 04/30/2004
Dangerous pursuant to A.R.S. § 13-604 - Repetitive

OFFENSE: Count 10: Theft of Means of Transportation
Class 3 Felony, with two prior felony convictions
A.R.S. § 13-1801, 1814, 28-3304, 13-701, 702, 702.01, and 801
Date of Offense: On or between 04/30/2004 and 05/01/2004
Non Dangerous - Repetitive

OFFENSE: Count 11: Unlawful Flight from Law Enforcement Vehicle

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2004-016149-001 DT

09/19/2008

Class 5 Felony, with two prior felony convictions
A.R.S. § 28-622.01, 624(C), 3001, 3304, 3305, 3315, 13-701, 702, 702.01, and 801
Date of Offense: On or about 04/30/2004
Non Dangerous - Repetitive

AS PUNISHMENT, IT IS ORDERED Defendant is sentenced to a term of imprisonment and is committed to the Arizona Department of Corrections as follows:

Count 1: 11.25 year(s) from 09/19/2008
Presentence Incarceration Credit: 527 day(s)
Presumptive
Sentence is concurrent with Count 2 and federal cause number CR04-00527-001-PHX-EHC.

Count 2: 11.25 year(s) from 09/19/2008
Presentence Incarceration Credit: 527 day(s)
Presumptive
Sentence is concurrent with Count 1 and federal cause number CR04-00527-001-PHX-EHC.

Count 4: 5 year(s) from 09/19/2008
Presentence Incarceration Credit: 0 day(s)
Presumptive
Sentence is concurrent with Count 11 and federal cause number CR04-00527-001-PHX-EHC and consecutive to Counts 7, 9 and 10.

Count 7: 18.75 year(s) from 09/19/2008
Presentence Incarceration Credit: 0 day(s)
Aggravated
Sentence is concurrent with Counts 9 and 10, and federal cause number CR04-00527-001-PHX-EHC and consecutive to Counts 1 and 2.

Count 9: 15.75 year(s) from 09/19/2008
Presentence Incarceration Credit: 0 day(s)
Presumptive
Sentence is concurrent with Counts 7 and 10, and federal cause number CR04-00527-001-PHX-EHC and consecutive to Counts 1 and 2.

Count 10: 11.25 year(s) from 09/19/2008
Presentence Incarceration Credit: 0 day(s)

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2004-016149-001 DT

09/19/2008

Presumptive

Sentence is concurrent with Counts 7 and 9, and federal cause number CR04-00527-001-PHX-EHC and consecutive to Counts 1 and 2.

Count 11: 5 year(s) from 09/19/2008

Presentence Incarceration Credit: 0 day(s)

Presumptive

Sentence is concurrent with Count 4, and federal cause number CR04-00527-001-PHX-EHC and consecutive to Counts 7, 9 and 10.

Pursuant to A.R.S. § 13-604, the Court finds that the Defendant has been convicted of the following prior felony offenses:

Attempted Armed Robbery, a class 3 non-dangerous felony committed on 08/09/1987 and convicted on 05/24/1988 in Maricopa County Superior Court Cause Number CR88-00818.

Armed Robbery, a class 2 dangerous felony committed on 06/09/1992 and convicted on 01/11/1993 in Maricopa County Superior Court Cause Number CR92-06102.

IT IS ORDERED the Defendant shall pay through the Clerk of the Superior Court:

EXTRADITION FEES: Count 1 - \$1,146.27

ASSESSMENTS:

Count 1: PROBATION SURCHARGE: \$5.00.

Count 2: PROBATION SURCHARGE: \$5.00.

Count 4: PROBATION SURCHARGE: \$5.00.

Count 7: PROBATION SURCHARGE: \$5.00.

Count 9: PROBATION SURCHARGE: \$5.00.

Count 10: PROBATION SURCHARGE: \$5.00.

Count 11: PROBATION SURCHARGE: \$5.00.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2004-016149-001 DT

09/19/2008

The Arizona Department of Corrections/Community Service shall notify the Clerk of the Court of Maricopa County of Defendant's release from custody via e-mail cforesponse@mail.maricopa.gov. The Clerk of the Court, upon said notification, shall furnish financial information for a Criminal Restitution Order for Judicial signature for any unpaid monies to date.

Community Supervision: Count (s) 1, 2, 4, 7, 9, 10 and 11 - Imposed pursuant to A.R.S. § 13-603(I).

IT IS ORDERED granting the Motion To Dismiss the following: Counts 3 and 6 (not guilty); and 12 and 13.

IT IS ORDERED authorizing the Sheriff of Maricopa County to deliver the Defendant to the federal Department of Corrections to finish his federal sentence; upon completion of his federal term, Defendant shall be returned to the Arizona Department of Corrections to complete the term of imprisonment set forth herein.

IT IS ORDERED the Clerk of the Superior Court remit to the Arizona Department of Corrections a copy of this Order or the Order of Confinement together with all presentence reports, probation violation reports, and medical and psychological reports that are not sealed in this cause relating to the Defendant.

IT IS FURTHER ORDERED setting a Status Conference on 09/23/2008 at 8:30 a.m. in this division regarding mistried Counts 5 and 8.

IT IS FURTHER ORDERED that Defendant not be remanded to the custody of the federal government to resume his sentence in U.S. CR04-00527-001-PHX-EHC until further order of this court.

10:34 a.m. Matter concludes.

ISSUED: Order of Confinement - Certified Copy to DOC via MCSO

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2004-016149-001 DT

09/19/2008

Defendant's thumbprint is permanently affixed to this sentencing order in open court.

/s/ HON. GARY E. DONAHOE
JUDGE OF THE SUPERIOR COURT

(thumbprint)